

# CityScene TELEVISION™

A Division of Rustic Canyon Entertainment, Inc.

4710 SW Kelly Avenue, 2<sup>nd</sup> Floor • Portland, Oregon 97239  
503-595-5550 • [www.cityscene.tv](http://www.cityscene.tv)

June 20, 2006

FCC Consumer & Governmental Affairs Unit  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

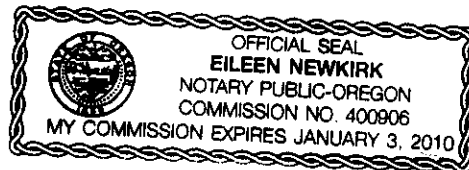
Dear FCC:

The following is my sworn statement with regard to all filings, all information and all financial information submitted by CityScene Television regarding our renamed television series "NW Style" relating to our Petition for exemption from Closed Captioning.

I, Eddie Madison, do swear and affirm that all of the information submitted to the FCC, up to and including today is to the best of my knowledge true and accurate. This sworn statement has been attested to by a Notary Public as noted below.

Sincerely,

  
Ed Madison  
President



## ACKNOWLEDGMENT

State of OREGON

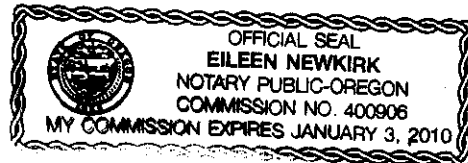
County of MULTNOMAH

On JUNE 20, 2006, before me, Eileen Newkirk,

Notary Public, personally appeared ED MADISON

personally known to me (or proved on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



Eileen Newkirk, Notary Public

My Commission Expires: JAN 3, 2010

Description of Attached Document:

Title or Type of Document: FCC AFFIDAVIT

Document Date: 6-20-06 Number of Pages: 9

Signer(s) Other Than Named Above: \_\_\_\_\_



**A Division of Rustic Canyon Entertainment, Inc.**

4710 SW Kelly Avenue, 2<sup>nd</sup> Floor • Portland, Oregon 97239  
503-595-5550 • [www.cityscene.tv](http://www.cityscene.tv)

June 15, 2006

FCC Consumer & Governmental Affairs Unit  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

**Petition for Exemption from Closed Captioning: Undue Burden**  
Submitted June 15, 2006

Dear FCC:

I'm writing to request exemption from the closed captioning requirements, based on undue burden. "NW Style," (previously titled "CityScene"), is a regional television magazine series that profiles mostly tourism related local businesses that are within the Eugene, Portland and Bend, Oregon area.

Not including myself, the program's staff consists of two employees, a sales rep (on straight commission) and occasional college interns. I produce, write, direct, shoot, sell, and am the voiceover talent for the program.

Since February 2006, we have been running on Comcast Channel 15, a local origination channel in our region, with mixed results. Comcast reaches only 60% of television homes in the area we target. The channel also has an insufficient audience, making it difficult for us to secure advertisers and be profitable.

As of July 1, our program will begin airing weekly on Saturdays on KLSR/Fox and KUVB/My TV in Eugene, and KFXO/Fox in Bend. Our objective is to attract a much larger audience.

While we do sell advertising, our revenues from the show fall short of covering *our expenses. The business, and I personally, have secured lines of credit to assist us through this start up stage.*

Our modest operation requires a tremendous amount of creativity and discipline. We share cramped office quarters with another small business and often barter services to make ends meet.

Thus far the economics have dictated that we limit our production schedule to just one new episode each month and recycle a great deal of our content. With the move to broadcast, we feel compelled to produce a minimum of two episodes each month, placing a further strain on our limited resources.

Our airtime fees will be \$150 per week in Eugene and \$75 in Bend. We have received for closed captioning exceeding \$700 per episode (see attached), which is nearly three times the cost of our airtime.

Captioning also requires 5 to 7 days of lead-time. Our format and production schedule require a quick turnaround of our segments prior to broadcast. The time delay would be detrimental to our ability to deliver our program in a timely manner.

Other recent revelations are also challenging us financially. Comcast Cable notified us this past week that they have mistakenly been under billing us. We were informed that we owe them approximately \$5,000 more than previously anticipated, (see attached) which will have to be paid to them over time.

Simply stated, the added expense of close captioning will force us to have to discontinue plans to broadcast our program. Such a decision would be a great loss for us and for our region, which still trails much of the nation in economic recovery.

We provide a public service through our coverage of regional attractions, events and businesses, which in turn stimulate our economy.

Please contact me if you need any further information or documentation.

Sincerely,



Ed Madison

From: Bert French <bfrench@cityscene.tv>  
Subject: **FW: Closed Captioning quote (Allied Vaughn)**  
Date: June 13, 2006 5:25:23 PM PDT  
To: Ed Madison <emadison@cityscene.tv>

----- Forwarded Message

**From:** "Kevin Felts" <kevin.felts@alliedvaughn.com>  
**Date:** Tue, 13 Jun 2006 17:10:22 -0700 (PDT)  
**To:** Bfrench@cityscene.tv  
**Subject:** Closed Captioning quote

Closed Captioning


ROLL-UP: appears in 2-3 line block at the top or bottom of the screen.

30min price-	\$677.50
Set-up charge-	\$ 15.00
VHS tapestock-	\$ 12.00
Mini DV master stock-	\$ 12.00
<b>Total</b>	<b>\$716.50</b>

Turntime is normally 5-7 working (M-F excluding holidays) days.

Kevin Felts  
Business Development Manager  
Allied Vaughn  
503.224.3835  
503.803.3157 (cell)

----- End of Forwarded Message

From: "Watson, Courtne J" <Courtne\_Watson@cable.comcast.com>  
Subject: **RE: Rustic Canyon-Back Payments**  
Date: June 6, 2006 2:36:32 PM PDT  
To: "Ed Madison" <emadison@cityscene.tv>  
 1 Attachment, 25.0 KB [Save](#)

**Courtne Watson**  
**Comcast Spotlight-Account Executive**  
**2000 SW 1st Avenue, Suite 200-Portland, OR 97201**  
**Direct: (503) 535-6137 / Fax: (503) 295-1006**  
**Courtne\_Watson@cable.comcast.com**

---

**From:** Watson, Courtne J  
**Sent:** Tuesday, June 06, 2006 9:57 AM  
**To:** 'Ed Madison'  
**Subject:** Rustic Canyon-Back Payments  
**Importance:** High

Hi Ed,  
I just talked with my accounting department, and they have found that Rustic Canyon is \$5,550.75 behind on payments, dating back to February. What it looks like, is that while you are making your weekly payments on Wednesday, the monthly invoices are not being paid. I have attached a spreadsheet above that details what has been paid, and what is due, according to invoice numbers. Tomorrow, when you pay your weekly payment of \$773.50, we will need a payment to go toward the \$5,550.75 owed. If you can pay the full amount, that would be great, otherwise we will at least need the February and March payments, which total: \$2,521.00 (This total includes the March Adjustment of \$29.75). Please give me a call if you have any questions, or if you need me to clarify anything. Thanks.

**Courtne Watson**  
**Comcast Spotlight-Account Executive**  
**2000 SW 1st Avenue, Suite 200-Portland, OR 97201**  
**Direct: (503) 535-6137 / Fax: (503) 295-1006**  
**Courtne\_Watson@cable.comcast.com**



[Rustic Canyon.xls \(25.0 KB\)](#)

Client Name:

Rustic Canyon

Month	Invoice	Amt Invd	Amt Paid	Difference	Check # MO#	Posted Date
Feb-06	208011	\$ 773.50	\$ 1,121.00		1682	2/17/06
	208013	\$ 773.50				
	208014	\$ 773.50				
<b>Totals</b>		<b>\$ 2,320.50</b>	<b>\$ 1,121.00</b>	<b>\$ 1,199.50</b>		
Mar-06	209626	\$ 773.50	\$ 404.00		1705	3/9/06
	209629	\$ 773.50	\$ 981.75		1718	3/21/06
	209630	\$ 208.25	\$ 981.75		1719	3/24/06
	209631	\$ 981.75				
	209633	\$ 981.75				
<b>Totals</b>		<b>\$ 3,718.75</b>	<b>\$ 2,367.50</b>	<b>\$ 1,351.25</b>		
Apr-06	211456	\$ 981.75	\$ 463.50		1753	4/4/06
	211460	\$ 420.75	\$ 981.75		1756	4/6/06
	211461	\$ 561.00	\$ 981.75		1731	4/14/06
	211462	\$ 981.75	\$ 981.75		1764	4/21/06
	211463	\$ 981.75				
	211464	\$ 871.25				
<b>Totals</b>		<b>\$ 4,798.25</b>	<b>\$ 3,408.75</b>	<b>\$ 1,389.50</b>		
May-06	213231	\$ 701.25	\$ 833.25		1777	5/11/06
	213235	\$ 981.75	\$ 952.00		1789	5/18/06
	213236	\$ 981.75				
	213237	\$ 981.75				
<b>Totals</b>		<b>\$ 3,646.50</b>	<b>\$ 1,785.25</b>	<b>\$ 1,861.25</b>		
Mar-06	209631		\$ 29.75	Adjustment		5/19/06
Apr-06	211463		\$ 221.00	Adjustment		5/19/06
<b>Totals</b>			<b>\$ 250.75</b>			
<b>Final Totals</b>		<b>\$ 14,484.00</b>	<b>\$ 8,933.25</b>			

Amount Invoiced

\$ 14,484.00

Amount Paid

\$ 8,933.25

Difference

\$ 5,550.75

06/20/06

# CityScene Television

## Profit and Loss Standard

January 1 through June 20, 2006

	<u>Jan 1 - Jun 20, '06</u>
<b>Ordinary Income/Expense</b>	
Income	
Ad Sales	6,289.92
Agency Discount	-224.17
CityScene	38,981.52
CMPG-DVD	2,423.00
Events Calander	1,486.00
Freelance	23,700.00
ProdServices	1,074.00
Sales	
Retail	17.96
<b>Total Sales</b>	<u>17.96</u>
Shipping	106.91
<b>Total Income</b>	<u>73,855.14</u>
<b>Cost of Goods Sold</b>	
Commission Expense	298.25
Media Buying Expenses	
Airport Fees	3,500.00
Media Buying Expenses - O...	11,119.00
<b>Total Media Buying Expenses</b>	<u>14,619.00</u>
MediAmerica Comms	952.00
Production	1,250.00
<b>Total COGS</b>	<u>17,119.25</u>
<b>Gross Profit</b>	56,735.89
<b>Expense</b>	
Advertising	1,505.41
Auto Allowance	1,400.00
Automobile Expense	
Gas and Oil	118.49
Mileage	571.97
Parking	3.25
<b>Total Automobile Expense</b>	<u>693.71</u>
Bank Service Charges	91.70
CapitalOne	708.53
Computer Service	1,712.88
Computer Software	738.95
Contract Labor	2,791.79
Credit Card Processing Fees	154.19
DSL Services	31.92
Dues and Subscriptions	154.97
DVD Duplication	1,748.48



06/20/06

# CityScene Television

## Profit and Loss Standard

### January 1 through June 20, 2006

	<u>Jan 1 - Jun 20, '06</u>
Expense Reimbursement	246.36
Graphics	45.00
Insurance	
Disability Insurance	207.30
Health Insurance	-560.45
Work Comp	-1.44
Insurance - Other	713.37
Total Insurance	<u>358.78</u>
Interest Expense	
Finance Charge	112.70
Interest Expense - Other	1,681.07
Total Interest Expense	<u>1,793.77</u>
Internet Services	74.65
Lamar Asset Purchase	3,750.00
Licenses and Permits	100.00
Mail Box	108.00
Office Supplies	482.54
Payroll Taxes	
FUTA	56.00
Medicare	457.04
Social Security	2,563.08
Workers Compensation	-16.76
Total Payroll Taxes	<u>3,059.36</u>
Petty Cash	60.00
Postage and Delivery	124.63
Printing and Reproduction	165.98
Professional Development	2,300.00
Professional Fees	
Accounting	1,387.50
Consulting	0.00
Total Professional Fees	<u>1,387.50</u>
Rent	3,729.00
Repairs	
Computer Repairs	92.00
Total Repairs	<u>92.00</u>
Reserarch	598.39
Salary	40,536.00
Seattle Rent	150.00
Supplies	
Office	159.41
Supplies - Other	255.85

06/20/06

**CityScene Television**  
**Profit and Loss Standard**  
**January 1 through June 20, 2006**

	<u>Jan 1 - Jun 20, '06</u>
<b>Total Supplies</b>	415.26
<b>Taxes</b>	100.00
<b>Telephone</b>	2,186.96
<b>Travel &amp; Ent</b>	
<b>Meals</b>	79.28
<b>Travel &amp; Ent - Other</b>	1,190.00
<b>Total Travel &amp; Ent</b>	<u>1,269.28</u>
<b>Web Dev</b>	250.00
<b>Web Hosting</b>	475.00
<b>Wireless Broadband Access</b>	319.59
<b>Total Expense</b>	<u>75,910.58</u>
<b>Net Ordinary Income</b>	-19,174.69
<b>Other Income/Expense</b>	
<b>Other Income</b>	
<b>Interest Income</b>	1.25
<b>Total Other Income</b>	<u>1.25</u>
<b>Other Expense</b>	
<b>Suspense</b>	-620.00
<b>Total Other Expense</b>	<u>-620.00</u>
<b>Net Other Income</b>	<u>621.25</u>
<b>Net Income</b>	<u><u>-18,553.44</u></u>